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UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF WASHINGTON

In re . . .

**JOHN MICHIAL SHUMATE and  
JENNIFER D. SHUMATE,**

Debtors.

No. **09-05078-FLK11**  
Chapter **11**

In re . . .

**SHUMATE, INC.,**

Debtor.

No. **09-05079-FLK11**  
Chapter **11**

In re . . .

**SHUMATE TRI-CITY, LLC,**

Debtor.

No. **09-05080-FLK11**  
Chapter **11**

In re . . .

**SHUMATE SPOKANE, LLC,**

Debtor.

No. **09-05081-FLK11**  
Chapter **11**

**ORDER APPROVING EMPLOYMENT OF BERRETH, LOCHMILLER &  
ASSOCIATES, PLLC AS ACCOUNTANT BY DEBTORS IN POSSESSION,  
AND SHORTENING TIME**

THIS MATTER having come on regularly for hearing upon the Application  
For Approval Of Employment Of Berreth, Lochmiller & Associates, PLLC As

1 Accountant Under 11 USC Section 327 By Debtors In Possession (the  
2 "Application"), and it appearing from the records and files herein that due notice  
3 of said Application was provided to the United States Trustee and all creditors  
4 and parties in interest, and no objections having been received, and the Court  
5 being fully advised in the premises, and the appointment not being prohibited by  
6 Rule 5002; NOW THEREFORE,  
7

8 IT IS HEREBY ORDERED that the employment of BERRETH, LOCHMILLER  
9 & ASSOCIATES, PLLC, 521 North Argonne, Suite #101, Spokane Valley,  
10 Washington 99212, as accountants for John Michial Shumate and Jennifer D.  
11 Shumate, Shumate, Inc., Shumate Tri-City, LLC, and Shumate Spokane, LLC, is  
12 approved subject to the terms and conditions set forth in the Application and  
13 11 USC Section 328.  
14

15 IT IS FURTHER ORDERED that any actual award of compensation is  
16 subject to further order of the Court pursuant to 11 USC Section 330.  
17

18 IT IS FURTHER ORDERED that compensation billed by BERRETH,  
19 LOCHMILLER & ASSOCIATES, PLLC shall be segregated on a case by case basis,  
20 with each Debtor to be responsible for payment of the fees and costs incurred by  
21 the estate of that Debtor.  
22

23 IT IS FINALLY ORDERED that time for notice of the Application is  
24 shortened to a period of seven (7) days, including time for mailing.  
25

1 Presented by:

2 DAVIDSON BACKMAN MEDEIROS PLLC

3 /s/ Barry W. Davidson  
4 Barry W. Davidson, WSBA No. 07980  
5 Attorney for John Michial Shumate and  
6 Jennifer D. Shumate

7 SOUTHWELL & O'ROURKE, P.S.

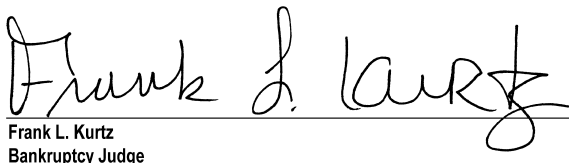
8 /s/ Dan O'Rourke  
9 Dan O'Rourke, WSBA No. 04911  
10 Attorney for Shumate, Inc.

11 PAUKERT & TROPPEMANN PLLC

12 /s/ Michael J. Paukert  
13 Michael J. Paukert, WSBA No. 20237  
14 Attorney for Shumate Tri-City, LLC

15 EWING ANDERSON, P.S.

16 /s/ David E. Eash  
17 David E. Eash, WSBA No. 06684  
18 Delian P. Deltchev, WSBA No. 36908  
19 Attorney for Shumate Spokane, LLC

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Frank L. Kurtz  
Bankruptcy Judge

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